

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS- Land Acquisition – Adilabad District – Lokeswaram (Mandal) – Arli-B (Village) – O.No.13/1996 & batch - Sanction of Decretal charges **of Rs.59,51,931/-** - Orders-Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 423

DATE:09 .06.2009

Read:

From the Secy to Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.SRP2/1451/
2004, DT:25.04.09 along with the letter of the Spl.Collector, LA, SRSP
SSP & JCRGLIP, Hyderabad.

O R D E R:

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, LA, SRSP, SSP & JCRGLIP, Hyderabad has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.13/1996 & batch pertaining to Arli-B (V) Nirmal (M) of Adilabad District. The then Special Collector has reported that on requisition filed by the LAO/RDO, Adilabad an extent of Acs.94.29 ¼ at Arli-B (V) Lokeswaram (M) has been acquired under SRSP by the SDC, Pochampad vide Award No.2/82-83, dt:20.5.1982 by fixing the land value for dry @Rs.3,000/- per acre. Aggrieved by the award, the awardees have filed petitions U/s.18 of L.A.Act for adjudication of land value. The Sr.Civil Judge, Adilabad has enhanced the land value from Rs.3500/- to Rs.11,500/- per acre in O.P.No.13/1996 dt:10.11.1997. Aggrieved by the orders, the LAO/RDO, Adilabad has filed appeal in Hon'ble High Court of A.P, Hyd and numbered A.S.No.,63935/2002 dated 11-7-2008. The Hon'ble H.C of A.P, Hyd has dismissed the appeal application for condonation of delay and accordingly rejected.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.59,51,931/- (Rupees Fifty nine lakhs fifty one thousand nine hundred and thirty one only)** in respect of O.P.No.13/1996 & batch pertaining to Arli-B (V) Nirmal (M) of Adilabad District may be agreed to subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector, LA, SRSP, SSP & JCRGLIP, Hyderabad has directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants of O.P.No.13/1996 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under "4702 – COL – Minor Irrigation – M.H.101 - Surface water – S.H (12) Construction and restoration of Minor Irrigation - 530 Major Works – 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1972/F4(2)/2009-1, dated 29.05.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Spl.Collector, LA, SRSP, SSP & JCRGLIP, Hyderabad.
The Engineer-in-Chief, I&CAD, Erramanzil, Hyd/CE, Minor Irrg.Hyd
The Revenue Divisional Officer, Adilabad.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.11409/LA.III(A2)/2009
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER